

Proceedings of a regular meeting of the City Commission of the City of Palatka held on the 22<sup>nd</sup> day of September, 2005.

PRESENT:	Mayor	Karl N. Flagg
	Commissioner	Mary Lawson Brown
	Commissioner	Hernan Azula
	Commissioner	James Norwood, Jr.
	Commissioner	George E. Sanders

ALSO PRESENT - City Manger Allen R. Bush; City Attorney Donald E. Holmes; City Clerk Betsy Jordan Driggers; Finance Director Ruby M. Williams; Police Chief Gary Getchell; Fire Chief Ken Venables; Planning Director Adam Mengel; Assistant Clerk Karen Venables, Public Works Director Woody Boynton, and Main Street Manager Cathy Butler

INVOCATION - The Rev. Charlie Rabun, Assoc. Pastor; First Baptist Church of Palatka

PLEDGE OF ALLEGIANCE - Jerome Wilkinson

APPROVAL OF MINUTES - 08/25/05 & 09/08/05 - Commissioner Azula moved to accept the minutes as read. Commissioner Brown seconded the motion, which passed unopposed

#### PUBLIC RECOGNITION

RESOLUTION No. 7-148 - Mayor Flagg called Police Chief Gary Getchell, Fire Chief Ken Venables and Building Official Adam Mengel forward for representation. Mayor Flagg read a Resolution entitled A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PALATKA, FLORIDA, RECOGNIZING OCTOBER 10, 2005 AS PUT THE BRAKES ON FATALITIES DAY. Commissioner Brown moved to adopt Resolution No. 7-148 as read. Commissioner Sanders seconded the motion. There being no further discussion on the motion, a roll call vote was taken, with the following results: Commissioners Azula, Brown, Norwood, Sanders and Mayor Flagg, yes. Nays, none. The Resolution was declared adopted.

STUDENT OF THE MONTH - September, 2005 - Vice Mayor Brown joined Mayor Flagg in recognizing the following students for their academic excellence, leadership, citizenship and attendance at their respective schools:

San, Monica Wright	Beasley Middle School
Allison Robison	Browning Pearce Elementary School
Dakota Byrd	Children's Reading Center Charter School
Alex Dardio	E. H. Miller School
Tiara Williams	James A. Long Elementary
Bobbi Neufeld	Jenkins Middle School
Jessica Mors	Kelley Smith Elementary School
Charles Dennis	Mellon Elementary School
Alfred Jumu	Moseley Elementary
Megan Harris	Palatka High School
Gage Odom	Peniel Baptist Academy
Gene Spears	Q. I. Roberts Middle School
Taniqua Wilson	River Breeze Elementary School

School Plaques were also presented to each school administrator present.

PUBLIC COMMENTS - There were none

#### CONSENT AGENDA

- a. Accept HUD Special Project Grant No. B-05-SP-FL-0419 in the amount of \$198,400 to provide 99.20% funding for Palatka Riverfront Amphitheater Canopy Project
- b. Award Contract for CDBG Neighborhood Revitalization F/Y 2005/06 Administration Services to Fred Fox Enterprises, Inc., per results of a Request for Proposals, pending DCA Concurrence on Sole Source Bid

- c. Authorize Fire Impact Fee Fund Expenditure of \$2,500.00 for purchase of 1989 Ford Step Van with 20" aluminum box for Urban Search & Rescue Team Equipment
- d. Approve Special Cemetery Fund Expenditure of \$17,560.90 to complete Westview Cemetery Gazebo Refurbishment per estimate received from David Church, Contractor of Record.
- e. Approve Final Budget Amendments F/Y 2004-05 per recommendation from Finance Director Ruby Williams.

Commissioner Sanders moved to pass all items on the Consent Agenda as presented. Commissioner Norwood seconded the motion, which passed unopposed

PUBLIC HEARING - TRIM Calendar - Budget FY 2005-06 - ORDINANCE No 05-38 - The Clerk read an ordinance entitled AN ORDINANCE LEVYING TAXES FOR THE YEAR 2005 TO RAISE THE NECESSARY REVENUE TO DEFRAY THE EXPENSES OF THE CITY OF PALATKA FOR THE FISCAL YEAR 2005-06 in its entirety. Commissioner Norwood moved to adopt the ordinance on second reading as read. Commissioner Azula seconded the motion. A roll-call vote was taken, with the following results: Commissioners Azula, Brown, Norwood, Sanders and Mayor Flagg, Yes. Nays, None. The Ordinance was declared adopted.

ORDINANCE No. 05-39 - The Clerk read an ordinance entitled AN ORDINANCE OF THE CITY OF PALATKA, FLORIDA, MAKING AN APPROPRIATION OF MONIES FOR THE OPERATING EXPENSES OF THE CITY OF PALATKA FOR GENERAL ADMINISTRATION OF THE SEVERAL GOVERNMENTAL DEPARTMENTS OF THE CITY, AND FOR CONTRIBUTING TO THE SEVERAL SINKING FUNDS OF THE CITY TO PAY INTEREST ON AND PROVIDE FOR THE RETIREMENT OF THE OUTSTANDING BONDS AND OTHER FIXED OBLIGATIONS OF THE CITY, AND FOR PALATKA GAS AUTHORITY, FOR AND DURING THE FISCAL YEAR A.D. 2005-06. Commissioner Azula moved to adopt the ordinance on second reading as read. Commissioner Brown seconded the motion. A roll-call vote was taken, with the following results: Commissioners Azula, Brown, Norwood, Sanders and Mayor Flagg, Yes; Nays, none. The ordinance was declared adopted. Mayor Flagg closed the public hearing.

PUBLIC HEARING - 514 S. Palm Avenue - Planning Board Recommendation to Annex, Amend the Future Land Use Map and Land Use Element, and Rezone - Gregory L. & Patricia A. Kane, owners/applicants

ORDINANCE 05-40 - The Clerk read an ordinance entitled AN ORDINANCE OF THE CITY OF PALATKA, FLORIDA ANNEXING INTO THE CORPORATE LIMITS OF THE CITY OF PALATKA, FLORIDA CERTAIN ADJACENT TERRITORY IN SECTION 11, TOWNSHIP 10 SOUTH, RANGE 26 EAST, PUBLIC RECORDS OF PUTNAM COUNTY, FLORIDA CONTIGUOUS TO THE BOUNDARIES OF THE CITY OF PALATKA; AND PROVIDING AN EFFECTIVE DATE. Commissioner Brown moved to adopt the ordinance on second reading as read. Commissioner Azula seconded the motion. A roll-call vote was taken, with the following results: Commissioners Azula, Brown, Norwood, Sanders and Mayor Flagg, Yes. Nays, none. The ordinance was declared adopted.

ORDINANCE 05-41 - The Clerk read an ordinance entitled AN ORDINANCE OF THE CITY OF PALATKA, FLORIDA, AMENDING THE FUTURE LAND USE MAP AND FUTURE LAND USE ELEMENT OF THE ADOPTED COMPREHENSIVE PLAN WITH RESPECT TO ONE PARCEL OF LAND (LESS THAN 10 ACRES IN SIZE) AS DESCRIBED HEREINAFTER, PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE. Commissioner Norwood moved to adopt the ordinance on second reading as read. Commissioner Sanders seconded the motion. A roll-call vote was taken, with the following results: Commissioners Azula, Brown, Norwood, Sanders and Mayor Flagg, Yes. Nays, none. The ordinance was declared adopted on second reading.

ORDINANCE 05-41 - The Clerk read an ordinance entitled AN ORDINANCE OF THE CITY OF PALATKA, FLORIDA PROVIDING THAT THE OFFICIAL ZONING MAP OF THE CITY OF PALATKA, FLORIDA BE AMENDED AS TO THAT CERTAIN

PROPERTY IN SECTION 11, TOWNSHIP 10 SOUTH, RANGE 26 EAST; AND PROVIDING AN EFFECTIVE DATE. Commissioner Norwood moved to adopt the ordinance on second reading as read. Commissioner Azula seconded the motion. Commissioners Azula, Brown, Norwood, Sanders and Mayor Flagg, Yes. Nays, none. The ordinance was declared adopted on second reading.

PUBLIC HEARING - 4105 Crill Avenue - Planning Board Recommendation to Annex, Amend the Future Land Use Map and Land Use Element, and Rezone - John W. Wolfenden, MD, Profit Sharing, owner/applicant.

ORDINANCE 05-43 - The Clerk read an ordinance entitled AN ORDINANCE OF THE CITY OF PALATKA, FLORIDA ANNEXING INTO THE CORPORATE LIMITS OF THE CITY OF PALATKA, FLORIDA CERTAIN ADJACENT TERRITORY IN SECTION 11, TOWNSHIP 10 SOUTH, RANGE 26 EAST, PUBLIC RECORDS OF PUTNAM COUNTY, FLORIDA CONTIGUOUS TO THE BOUNDARIES OF THE CITY OF PALATKA; AND PROVIDING AN EFFECTIVE DATE. Commissioner Brown moved to adopt the ordinance on second reading as read. Commissioner Azula seconded the motion. A roll-call vote was taken, with the following results: Commissioners Azula, Brown, Norwood, Sanders and Mayor Flagg, Yes. Nays, none. The ordinance was declared adopted.

ORDINANCE 05-44 - The Clerk read an ordinance entitled AN ORDINANCE OF THE CITY OF PALATKA, FLORIDA, AMENDING THE FUTURE LAND USE MAP AND FUTURE LAND USE ELEMENT OF THE ADOPTED COMPREHENSIVE PLAN WITH RESPECT TO ONE PARCEL OF LAND (LESS THAN 10 ACRES IN SIZE) AS DESCRIBED HEREINAFTER, PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE. Commissioner Norwood moved to adopt the ordinance on second reading as read. Commissioner Brown seconded the motion. A roll-call vote was taken, with the following results: Commissioners Azula, Brown, Norwood, Sanders and Mayor Flagg, Yes. Nays, none. The ordinance was declared adopted on second reading.

ORDINANCE 05-45 - The Clerk read an ordinance entitled AN ORDINANCE OF THE CITY OF PALATKA, FLORIDA PROVIDING THAT THE OFFICIAL ZONING MAP OF THE CITY OF PALATKA, FLORIDA BE AMENDED AS TO THAT CERTAIN PROPERTY IN SECTION 11, TOWNSHIP 10 SOUTH, RANGE 26 EAST; AND PROVIDING AN EFFECTIVE DATE. Commissioner Norwood moved to adopt the ordinance on second reading as read. Commissioner Azula seconded the motion. A roll-call vote was taken, with the following results: Commissioners Azula, Brown, Norwood, Sanders and Mayor Flagg, Yes. Nays, none. The ordinance was declared adopted on second reading.

PUBLIC HEARING - 721 Kirby Street (Cypress Mills PUD) - Planning Board Recommendation to Amend the Future Land Use Map and Element, and Rezone to R-3 with PUD Overlay - Norman Jutras, Agent for Anastasia Square LLC, owner/applicant. Mayor Flagg opened the public hearing.

Mr. Tim Parker, 528 Kirby St., said he just wanted to go on record to note that during the Planning Commission meeting, all the traffic concerns that were addressed were related to the traffic coming out of the project on to Osceola St. and then on to Crill Avenue. There was no discussion about any potential traffic problems coming out of the complex making a turn right on Kirby St. to go downtown. This is a concern of his, and he has spoken to the developer about this. He asked the City and County to do a traffic count on Kirby St., which was done, but he does not have the results yet. He talked with City Public Works Director, Woody Boynton, and he felt that, due to the traffic count on Kirby St. between Morris and Dodge, this was a good location to address any future potential concerns.

Mr. Norm Jutras thanked the Commission for bringing them to this stage. He thanked the community and all the people who had input into this project. He presented the Commission with additional illustrations of the front view that were not available at the time the documents were originally presented.

Per Commissioner Norwood's question, Mr. Jutras addressed the irrigation and type of piping that would be used.

ORDINANCE 05-46 - The Clerk read an ordinance entitled AN ORDINANCE OF THE CITY OF PALATKA, FLORIDA, AMENDING THE FUTURE LAND USE MAP AND FUTURE LAND USE ELEMENT OF THE ADOPTED COMPREHENSIVE PLAN WITH RESPECT TO ONE PARCEL OF LAND (LESS THAN 10 ACRES IN SIZE) AS DESCRIBED HEREINAFTER, PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE. Commissioner Norwood moved to adopt the ordinance on second reading as read. Commissioner Sanders seconded the motion. A roll-call vote was taken, with the following results: Commissioners Azula, Brown, Norwood, Sanders and Mayor Flagg, Yes. Nays, none. The ordinance was declared adopted on second reading.

ORDINANCE 05-47 - The Clerk read an ordinance entitled AN ORDINANCE OF THE CITY OF PALATKA, FLORIDA PROVIDING THAT THE OFFICIAL ZONING MAP OF THE CITY OF PALATKA, FLORIDA BE AMENDED AS TO THAT CERTAIN PROPERTY IN SECTION 42, TOWNSHIP 10 SOUTH, RANGE 27 EAST; AND PROVIDING AN EFFECTIVE DATE. Commissioner Azula moved to adopt the ordinance on second reading as read. Commissioner Norwood seconded the motion. A roll-call vote was taken, with the following results: Commissioners Azula, Brown, Norwood, Sanders and Mayor Flagg, Yes. Nays, none. The ordinance was declared adopted on second reading.

PLANNED UNIT DEVELOPMENT AGREEMENT - The Commission reviewed the final draft of Planned Unit Development agreement, which is made a part of the rezoning. Mayor Flagg asked Adam Mengel, City Planner, if he had any concerns. He stated he did not. Commissioner Norwood moved to approve the Planned Unit Development Agreement. Commissioner Azula seconded the motion. Commissioner Norwood asked if Mr. Drew, the WWTP Superintendent, had written the letter discussed at the 9-8-05 meeting regarding the lift station improvements. Mr. Mengel said he drafted a letter, which was awaiting Mr. Drew's signature, and had reviewed the text with Mr. Drew. Commissioner Norwood said it was his understanding that this needed to be in place prior to this adoption. Mr. Mengel said the Planning Board listed it as a requirement; he just hasn't been able to 'connect' with Mr. Drew, but they've discussed the matter.

Don Holmes, City Attorney said the letter does not appear to do much more than repeat what's in the development agreement. This would not be a definitive answer to the question that is in the agreement. In his opinion, the best the City can do is try to make sure the City has an agreement from the developer to make any changes that Mr. Drew recommends. He said that might leave room for arguments. He directed his comments to Mr. Brown, Attorney for the developers. Mr. Holmes said the question is, where does the City go if Mr. Drew comes back and says the lift station needs substantial improvements, and Mr. Brown's group either disagrees with the scope of the improvements or disputes that they are needed at all. This could be an issue that could arise with the Agreement as it is currently styled.

Mr. Brown said when they talked about whether there would be some cost to the City as a result of the increased flow engendered by this project, the developer indicated his willingness to abate the cost of that increase. To that extent, they are willing to fund those costs, and they understand that has an impact on the project. If Mr. Drew has the final say on this, he would like to be able to have a chance for his people to come back and look at it to determine if the problem is due to a particular lift station. He believes this is in the agreement. Mr. Brown said there was a level of flow that was going on when Florida Furniture operated. If something beyond that flow occurs, and Mr. Drew says a change is needed in the lift station to accommodate this project, his people would be willing to contribute to the cost of that improvement. Mayor Flagg said what he would like to make sure of is, under Section 4.8 - Utilities, it states Platt Drew must respond in writing; it is the only time the Agreement specifies a person's name. He suggested that should read "the Waste Water Treatment Plant Superintendent or authorized person." He feels Mr. Drew's name should be stricken from the record. He noted Mr. Drew had been on vacation.

Mr. Mengel asked if the Commission had any questions regarding where they were with the approval of the agreement. According to the structure of the ordinance, the PUD overlay is a part of the rezoning ordinance. Mayor Flagg asked the Commissioners if there were any other areas of language they need to deal within the agreement.

Mr. Holmes said if he was going to make changes within the agreement, at this stage he would change the agreement so that it is not directed at Platt Drew or anyone else responding in writing, but is directed at the concept of the developer paying any cost necessary to bring the lift station up to the necessary level to handle the development. He said the concept that he thinks they all agree with is that if there are changes required to the lift station because of the development, the developer is going to pay for them. Therefore, instead of calling for any kind of a written response by Platt or anybody else, he believes this concept needs to be spelled out in the agreement. Mayor Flagg asked Mr. Holmes for wording to be inserted into the agreement. Mr. Holmes said he would word it to say, "Any required changes to the existing lift station necessitated by this development will be accomplished at the expense of the developer." Mr. Mengel said he believes this was the intent of the Planning Board. Mr. Brown said this was satisfactory with their group.

There being no further discussion of the motion, a roll call vote was taken, with the following results: Commissioners Azula, Brown, Norwood, Sanders and Mayor Flagg, Yes; Nays, none. The Planned Unit Development Agreement was declared adopted as revised. Mayor Flagg asked Mr. Mengel if the submittals were going to DCA. Mr. Mengel said they have five days to submit the full text. The Future Land Use Amendment will be recorded with DCA, and rezoning will take effect 31 days after its submittal. Mayor Flagg closed the public hearing.

ORDINANCE No. 05-48 - Police Pension Retirees' Adjustment - The Clerk read an ordinance entitled AN ORDINANCE OF THE CITY OF PALATKA, FLORIDA, REVISING THE CODE OF ORDINANCES OF THE CITY OF PALATKA, FLORIDA, BY ADDING SUBSECTION (c) TO SECTION 2-250.190 THEREOF, PROVIDING FOR AN ADJUSTMENT TO CERTAIN PENSIONS PROVIDED BY THE POLICE OFFICERS' RETIREMENT PLAN, AND PROVIDING FOR AN EFFECTIVE DATE. Commissioner Azula moved to adopt the ordinance on second reading as read. Commissioner Brown seconded the motion. A roll-call vote was taken, with the following results: Commissioners Azula, Brown, Norwood, Sanders and Mayor Flagg, Yes; Nays, none. The ordinance was declared adopted on second reading.

ORDINANCE No. 05-49 - Increasing Police Pension Multiplier - The Clerk read an ordinance entitled AN ORDINANCE OF THE CITY OF PALATKA, FLORIDA, REVISING THE CODE OF ORDINANCE OF THE CITY OF PALATKA, FLORIDA, AMENDING THE POLICE OFFICERS' PENSION PLAN BY REVISING SECTION 2-250.185(b)(1), AMOUNT OF A PENSION; AND PROVIDING AN EFFECTIVE DATE. Commissioner Sanders moved to pass the ordinance on first reading as read. Commissioner Azula seconded the motion. A roll-call vote was taken, with the following results: Commissioners Azula, Brown, Norwood, Sanders and Mayor Flagg, Yes; Nays, none. The ordinance was declared passed on first reading.

OLD BUSINESS - Rochester Imports' request to purchase a portion of the Main St. right-of-way (continued from 08/25/05) - Mr. Bush said at the 8/25/05 meeting the Commission asked the Public Works Director to certify that there was sufficient room on Main St. for two-way traffic. He said this had been done, noting the average traffic lane is 24 feet. Mr. Bush stated the Commission received a recommendation letter from Woody Boynton, Public Works Director (filed) indicating there is more than sufficient room for two-lane traffic. He also recommends the area be properly striped with edge of roadway and centerline to better channel traffic through the area. Mr. Holmes asked Mr. Kenyon if the sticks marking the northerly boundary of the existing roadway were on his property. Mr. Kenyon said he came before the City about three years ago to put the fence up and the roadway is on the City's' property. Commissioner Norwood moved to direct City Attorney and City Planner to draft an ordinance vacating a portion of the right-of-way of N. 20th St. and Main St., per the recommendation. Commissioner Sanders seconded the motion, which passed unopposed.

Mr. Kenyon said they were going to do the striping themselves. He asked if a stop sign can be erected at 21st St. and Main. Mayor Flagg said Mr. Boynton and the City Manager could work with him on this.

#### REPORTS

5-Year Downtown Revitalization Planning Committee - Len Freeman, Chairman, Five-Year Downtown Revitalization Planning Team, gave his report. He said the Riverfront Development RFDQ is on the web site and on Demand Star; they are making preparations to receive and review them. They established a sub-committee to create an evaluation chart and matrix. This will be presented to the entire committee for approval. October 17th is the deadline for the RFDQ. The date for the evaluations is October 24th. He said there have been numerous inquiries regarding the RFDQ. The committee has asked Mr. Mengel to prepare a map of the Downtown area noting the zoning classifications. Jim Melfi has been appointed to do the press releases and keep the public informed. In regards to Codes review, he said the Committee felt it was important to solicit other ordinances and see what other cities have done in regards to what we are looking at doing. He said Adam Mengel would be working on this. Other items the Committee voiced an interest in are development of a draft of the five-year plan, the need for changes to the sign ordinance, impact fees and tax abatement, mixed use residential issues, infill incentives for housing, particularly in the inner city; rehabilitation of existing housing, and the use of events to promote the entire community. He said downtown is not currently a designated historic district, and the committee would like to look into the possibility of establishing as such it in order to have a better enforcement of codes and ordinances. There are existing enclaves within the City that should be addressed in terms possible annexation. They need a complete inventory of all buildings specifically in the downtown area; he noted Mrs. Butler is working with the Main Street Committee and has a volunteer already working on this project. There is a possible need for the property appraiser to reassess some of the downtown property. They have discussed idea of establishing a gateway into the City on St. Johns Avenue. It was suggested to look into how the airport properties tie into the revitalization of the downtown. They also discussed ways that Main Street and Downtown Inc. can work better together and support each other. Finally, they discussed a listing of underutilized properties within the commercial area and what might be done with those, such as the redevelopment of parking lots.

Commissioner Norwood asked Mr. Freeman for a copy of the report he had just given. Mr. Freeman said that would be no problem. Mayor Flagg said he wanted the Committee to be aware that they are bound by the Sunshine Law the same as the City Commission. Mr. Freeman said the City Clerk presented them with all of the documentation regarding the Sunshine Law at their very first meeting. Mayor Flagg asked if there was a revised timetable. Mr. Bush said when the proposals come in and they see what they are looking to do, that will give them more of an idea of what needs to be incorporated in the five-year plan. Mayor Flagg thanked Mr. Freeman for his leadership.

#### ADMINISTRATIVE REPORTS

Main Street Manager/CRA Director's Report - Cathy Butler, CRA/Main Street Manager/Special Events Coordinator presented her report (filed). She said a HUD Grant application was submitted in June to put a canopy over the amphitheater and a separate HUD grant was submitted for the riverfront improvements. She went on-line and prepared the Fish & Wildlife Grant application. The RFDQ was posted to the web site and in the Florida Real Estate Journal. The City of Palatka was covered in the September 2nd issue of the Jacksonville Business Journal. In the article, John Chapman, Chairman of the Northeast Florida Association of Realtors, was quoted as saying "someone let the genie out of the bottle" for this community. The Florida Real Estate Journal plans to write a front-page article about Palatka in their November issue and follow up as we progress. As to the Main Street Committee, she said when she came on board there was neither a board of directors nor structure of Main Street. She did a lot of research and went to a lot of seminars to learn about the Main Street program. In the spring of 2003, a board of directors and committee was formed. Since then, they have adopted their by-laws, become incorporated and trade marked the name. Last week they received their 501(c) 3 status. This opens doors for grants in the future. The Economic Restructuring Committee is working on the Tax Abatement Program. The Florida League of Cities has

given their legislative support for this program, and the Committee will be meeting with State Representative Joe Pickens to discuss the State Statute amendments needed in order to implement the program. Efforts are underway to partner with the downtown merchants.

Commissioner Brown said she received a call from a young lady in high school wanting to implement a Welcome Wagon program as a project. She would like Mr. Bush or Cathy Butler to write a letter stating it would be all right to do this. The City needs to welcome new businesses. She is willing to work with this student. She discussed having some type of gathering with the new business owners so people can meet them and find out a little more about their business. She would like Mrs. Butler to help her work with the young lady on her project.

Mrs. Butler said Downtown Inc. invited the Deland Main Street Manager down to speak at one of their meetings. He had a really good meeting and presentation. She said the Deland Main Street Manager talked about how the Merchants, Community and the City need to work together to make Main Street work, and that it takes all three entities working together to succeed. Mrs. Butler said she would also like to include the County and Chamber in this group. She presented the Commission with a gift of Main Street Brand toilet tissue, saying Palatka's Main Street Program "will not be flushed away." As to City and Riverfront Events, Mrs. Butler said she is working ESPN Outdoors and they will be coming to Palatka next year. She said the number and types of events are increasing every day.

Tree Committee Recommendation - Mayor Flagg said Jeff Norton, Parks Superintendent and Tree Committee member, submitted a memo noting Keep Putnam Beautiful has received a Tree Planting Grant for the park located at S. 12th St. and River St. He also states the park is scheduled for a FRDAP grant application for playground equipment in 2007, but the park has no official name. He states that the Tree Committee has recommended the park be named Osceola Creek Park. His memo notes there are two additional parks that will soon begin to generate grant paperwork that also need to be named. One park is located at 10th and Olive St. and the other at Edgemoor and Husson Ave. The Tree Committee asks that they be allowed to administer a contest to name these parks and solicit names from area schools and the community.

Allegra Kitchens, 1027 S. 12th St., said the naming of the park Osceola Creek Park based on the Tree Committee recommendations are incorrect. She said she lives one block from this park and in June of this year she was asked by Christy Sanford of the Tree Committee, to write a letter of endorsement to go in with the grant application that Keep Putnam Beautiful was sending in for the rehabilitation of this park. At that time they discussed names and decided on the name of Palatka Heights Park. This was the name she used in her letter and it was her understanding that was the name used in the grant application. She said she objects to the park being named Osceola Creek Park. She said while Chief Osceola is a part of Florida history, Osceola Creek is already named after him as well as Osceola St. She said the creek behind this park is not Osceola Creek; it's a small stream that runs on the north side of this property and goes under the railroad and then empties into Osceola Creek. She said up until 1927 the City of Palatka town limits ended just past where WIYD radio station is today. The property west of that was incorporated as the Town of Palatka Heights. In 1927 the Town was unincorporated by an Act of the Florida Legislature at the request of the City of Palatka. In keeping with the history of the area and to remember the Town of Palatka Heights, she requested the Commission honor its local history and name the park Palatka Heights Park.

Mayor Flagg said there are two other parks being mentioned, and the Committee wants to administer a contest to name the parks. He stated as there is some validity to what Mrs. Kitchens is saying, they need to consider tabling this issue. Commissioner Brown moved to table any decision on this issue until the October 27th Commission meeting. Commissioner Azula seconded the motion. Mr. Bush asked if there were any grants pending that require park names on them before they go out. Mr. Holmes noted if the grant application bore a name as Ms. Kitchens said it did, that may have some bearing. Mayor Flagg asked if a name was put on the grant application for this park. The Clerk said she could not readily say if a park name was on the Tree Planting grant, but it is not

the City's grant. It is Keep Putnam Beautiful's grant. She can obtain a copy. Commissioner Brown said she would like to see some type of play equipment put into the park at 10th and Olive. She said the neighbors said they would do a neighborhood watch and keep it safe for the kids. Commissioner Norwood noted Mr. Norton has already secured a grant with Home Depot to put equipment in that park. The Clerk said the parks need to be named, as they are beginning to generate grants.

Daniel Ziem Sr., 401 Olive St. said the City also has a grant out for Fred Green Park in the North Historic District. He said there are several trees that are going to be planted and there is going to be a whole revitalization of the park.

Mayor Flagg said at the October 27th meeting they should have an overview of all the parks. The Clerk asked if they should still continue with the 'contest' prior to the meeting and bring the information back to the Commission meeting. Mayor Flagg said if the Commission is following the recommendation of the Tree Committee, the process needs to be out there and it needs to be opened up to the community for input. They need to include all unnamed parks in this process. There being no further discussion on the motion, a vote was taken with the following results: Commissioners Azula, Brown, Norwood, Sanders and Mayor Flagg, yes. Nays, none. The motion was declared passed.

#### COMMISSIONER COMMENTS:

Commissioner Azula said along Reid Street, between 15th and 16th Streets, there have been a lot trees removed. He asked who removed them and if there is an application process or other process for removing trees. Adam Mengel said the tree ordinance does require a tree survey for commercial properties. Single-family parcels are exempt from the tree ordinance. Mayor Flagg asked Mr. Mengel to do a follow-up on this. He also asked if there was any mitigation for trees that are removed. Mr. Mengel said there are tree-planting requirements depending on size. Mayor Flagg asked how this was monitored. Commissioner Azula said it could be monitored by satellite picture. Mr. Mengel said the present monitoring process is complaint-driven.

Commissioner Brown said she brought back a video from an Insurance Trust Board Meeting on public officials' responsibilities. She talked with Mr. Bush and the City Clerk, and would like to schedule its viewing for people who serve on boards. Anyone who has to turn in a Financial Disclosure statement needs to view this video. The Clerk said she can arrange for a power point presentation and set it up prior to an October commission meeting at 5:30. Commissioner Brown said this is for informational purposes and relates to the new laws. Those serving on Boards need to know the extent of where they stand as far as liability for their actions is concerned. Mayor Flagg asked the Clerk to coordinate a memo to be sent out based on when and how long the presentation will be.

Commissioner Sanders said they have all had a real learning experience with the developer, regarding the Cypress Mills condominium project. He thinks it has taught them worthwhile lessons, and they can use the experience for future development.

Commissioner Norwood said TMDL environmental quality regulations are coming down from the State, and they do affect cities. He said the State is putting a moratorium on cities who are not in compliance. He also talked about reuse water and what other cities are requiring when new developments are coming in. He said reuse is for irrigation only. He feels this is a good environmental project.

Concerning the lack of a veteran's memorial, he said his statements at the last meeting were not taken the way he intended. His intent was to say we do not have one single location where we are able to view the names of individuals from Putnam County who have given their lives for their country. He has visited other counties that have memorial walls, which list the names of the Veterans who have given their lives in the line of duty. He knows there are different memorials around the City and County that are very important, and all need to be recognized. He knows this would be an expensive project to undertake, but at some point he would like the City Manager to have a conversation with the County about developing some area where a Memorial Wall could be erected, which lists the names of all the individuals who gave their lives for this Country.

Regarding TMDLs, Mr. Bush said those regulations do apply to the City. He said they are being developed by the State right now and the City does have input in that process. Mayor Flagg said they need to get the documentation so they will all know the changes that are coming down.

Regarding Commissioner Norwood's Veterans Memorial Wall suggestion, Commissioner Sanders said the Veterans Administration can be contacted. Also, they should contact area veterans' clubs like the American Legion to get their input. He volunteered to contact some of them.

Mayor Flagg said they need to remember the victims and families of Hurricane Katrina. He said we commend the people, particularly the police, fire & sheriff's personnel, EMT's and paramedics who have given of themselves and their time. He also commended civic organizations like the Rotary Club and Kiwanis who represented the community and the nation quite well in the aftermath of the tragedies that have been experienced. He asked that we remember to pray for relief from the looming Hurricane Rita.

Mayor Flagg said Rob Morris from the Palatka Daily News will be relocating back to the Gulf area to help his parents rebuild after their home was devastated by Hurricane Katrina. Mayor Flagg commended Mr. Morris, saying he has been a positive force in the community.

There being no further business to discuss, the meeting was adjourned at 8:05 p.m. upon a motion by Commissioner Brown.

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CITY CLERK

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MAYOR